Before the Court is Defendant Google Inc.'s Motion in limine seeking an order mandating that, to the extent that Oracle seeks to offer the Lindholm email (Trial Exhibit 10) in evidence, Google may offer evidence concerning the pre-lawsuit negotiation that led to this exchange. Having considered the Motion, the pleadings on file and any other relevant materials, the Court hereby **GRANTS** Google's Motion. IT IS SO ORDERED. Dated: By: HON. WILLIAM ALSUP UNITED STATES DISTRICT JUDGE [PROPOSED] ORDER GRANTING DEFENDANT GOOGLE INC.'S

MOTION IN LIMINE NO. 5 RE LINDHOLM EMAIL Case No. CV 10-03561 WHA